

1 ERIC W. SWANIS, ESQ.
Nevada Bar No. 6840
2 GLENN F. MEIER, ESQ.
Nevada Bar No. 006059
3 **GREENBERG TRAURIG, LLP**
10845 Griffith Peak Drive, Suite 600
4 Las Vegas, Nevada 89135
Telephone: (702) 792-3773
5 Facsimile: (702) 792-9002
Email: swanise@gtlaw.com
6 meierg@gtlaw.com

7 CASEY SHPALL, ESQ.*
GREGORY R. TAN, ESQ.*
8 **Admitted Pro Hac Vice*
9 **GREENBERG TRAURIG, LLP**
1144 15th Street, Suite 3300
10 Denver, Colorado 80202
Telephone: (303) 572-6500
11 Email: shpallc@gtlaw.com
tangr@gtlaw.com

12 *Counsel for Defendants*

13 **IN THE UNITED STATES DISTRICT COURT**
14 **FOR THE DISTRICT OF NEVADA**

15 **CRISS L. ROGERS,**

16 **Plaintiff,**

17 **v.**

18 **C. R. BARD, INCORPORATED and BARD**
19 **PERIPHERAL VASCULAR, INCORPORATED,**

20 **Defendants.**

Case No. 2:19-cv-01581-APG-BNW

21 **STIPULATION TO TAKE DEPOSITION**
OF DR. RAVISHANKAR KONCHADA
OUTSIDE FACT DISCOVERY
DEADLINE

22 Plaintiff Criss L. Rogers (“Plaintiff”) and Defendants C. R. Bard, Inc. and Bard Peripheral
23 Vascular, Inc. (“Defendants” and collectively with Plaintiff, the “Parties”), by and through their
24 undersigned attorneys, hereby stipulate to take deposition of Dr. Ravishankar Konchada outside the
25 fact discovery deadline for the following reasons:

26 ///

27 ///

28 ///

GREENBERG TRAURIG, LLP
 10845 Griffith Peak Drive
 Suite 600
 Las Vegas, Nevada 89135
 Telephone: (702) 792-3773
 Facsimile: (702) 792-9002

1. Last October, the depositions set to be taken for the Plaintiff and treating physicians were put on hold when the Parties entered into mediation on October 28, 2020. On November 20, 2020, this Court granted the Parties' Stipulation to Stay Discovery and All Pretrial Deadlines until January 4, 2021, to allow the Parties time to engage in settlement discussions. [ECF 46.]
2. On January 8, 2021, the Parties informed the Court they were unable to come to an agreement on settlement although the 21 other cases that were part of the mediation were settled. The Parties requested until January 15, 2021, to file an Amended Stipulated Discovery Plan and Scheduling Order. [ECF 47].
3. The Parties filed an Amended Stipulated Discovery Plan and Scheduling Order on January 15, 2021, which the Court denied on January 20, 2021, finding that the Parties had not established good cause for the requested extended discovery period. The Court granted the Parties until March 1, 2021 to complete fact discovery. Minute Order (January 20, 2021).
4. One of the fact witnesses in the case, Dr. Ravishankar Konchada (who implanted the Bard IVC Filter in Plaintiff), is currently working and traveling out of the country for the month of February 2021. Dr. Konchada's attorney, Patricia Daehnke, of the law firm Collinson, Daehnke, Inlow & Greco, has informed the Parties that Dr. Konchada is available to sit for his deposition in March 2021. The Parties would therefore like to schedule Dr. Konchada's deposition for a date he is available prior to March 19, 2021, with the Court's permission.

///

///

///

///

///

///

///

1 **WHEREFORE**, the Parties respectfully request that they be permitted to conduct
2 Dr. Konchada's deposition on a date he is available prior to March 19, 2021.

3
4 **IT IS SO STIPULATED.**

5
6 Submitted February 10, 2021.

7
8 **FLEMING, NOLEN & JEZ, LLP**

9 **GREENBERG TRAURIG, LLP**

10 By: /s/ Rand P. Nolen

11 By: /s/ Eric W. Swanis

12 RAND P. NOLEN, ESQ.*
13 *Admitted Pro Hac Vice
14 rand_nolen@flaming-law.com
15 2800 Post Oak Blvd., Ste. 4000
16 Houston, TX 77056-6109

17 ERIC W. SWANIS, ESQ.
18 Nevada Bar No. 6840
19 swanise@gtlaw.com
20 GLENN F. MEIER, ESQ.
21 Nevada Bar No. 006059
22 meierg@gtlaw.com
23 10845 Griffith Peak Drive, Suite 600
24 Las Vegas, Nevada 89135

25 PETER C. WETHERALL, ESQ.
26 WETHERALL GROUP LTD.
27 Nevada Bar No. 4414
28 pwetherall@wetherallgroup.com
9345 West Sunset Road, Suite 100
Las Vegas, Nevada 89148

CASEY SHPALL, ESQ.*
GREGORY R. TAN, ESQ.*
*Admitted Pro Hac Vice
GREENBERG TRAURIG, LLP
1144 15th Street, Suite 3300
Denver, Colorado 80202
shpallc@gtlaw.com
tangr@gtlaw.com

Counsel for Plaintiff

Counsel for Defendants

29 **IT IS SO ORDERED.**

30 Dated this 16th of February 2021.

31 

32 **BRENDA WEKSLER**
33 **United States Magistrate Judge**